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29003 7590 02/11/2005

**TIMOTHY J. MARTIN, P.C.**  
9250 W. 5TH AVENUE, SUITE 200  
LAKEWOOD, CO 80226

05/16/2005 TBESHAK2 00000099 09981312

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I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

|                       |                    |
|-----------------------|--------------------|
| <i>Marcie F. King</i> | (Depositor's name) |
| <i>Marcie F. King</i> | (Signature)        |
| 5-11-05               | (Date)             |

|                 |             |                      |                     |                  |
|-----------------|-------------|----------------------|---------------------|------------------|
| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
| 09981312        | 10/15/2001  | Mitchell A. Avery    | 1786                | 4970             |

TITLE OF INVENTION: SYNTHESIS OF EPOTHILONES AND RELATED ANALOGS

| APPLN. TYPE    | SMALL ENTITY | ISSUE FEE | PUBLICATION FEE | TOTAL FEE(S) DUE | DATE DUE   |
|----------------|--------------|-----------|-----------------|------------------|------------|
| nonprovisional | YES          | \$700     | \$300           | \$1000           | 05/11/2005 |
| EXAMINER       |              | ART UNIT  | CLASS-SUBCLASS  |                  |            |
| POWERS, FIONA  |              | 1626      | 548-204000      |                  |            |

|   |   |
|---|---|
| 1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).  | 2. For printing on the patent front page, list<br>(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,<br>(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed. |
| <input type="checkbox"/> Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.   | 1. <u>Timothy J. Martin</u>   |
| <input type="checkbox"/> "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number required. | 2. <u>Michael R. Henson</u>   |
| 3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)   | 3. <u>Rebecca A. Gegick</u>   |

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

The University of Mississippi

University, Mississippi

Please check the appropriate assignee category or categories (will not be printed on the patent):  Individual  Corporation or other private group entity  Government

4a. The following fee(s) are enclosed:

Issue Fee  
 Publication Fee (No small entity discount permitted)  
 Advance Order - # of Copies ten (10)

4b. Payment of Fee(s):

A check in the amount of the fee(s) is enclosed.  
 Payment by credit card. Form PTO-2038 is attached.  
 The Director is hereby authorized to charge the required fee(s), or credit any overpayment, to Deposit Account Number 13-1940 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.  b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Date 05-11-05

Typed or printed name

Registration No. 51,724

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mitchell A. Avery  
Appl. No.: 09/981,312  
Filed: October 15, 2001  
Docket No.: 1786  
Conf. No. 4970  
Title: **SYNTHESIS OF EPOTHIOLONES AND RELATED ANALOGS**

Art Unit: 1626  
Examiner: Fiona Powers

Action: **TRANSMITTAL OF ISSUE AND PUBLICATION FEE**  
Date: May 11, 2005

TO: Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to the Notice of Allowance and Issue Fee(s) due dated February 11, 2005, please find enclosed check no. 18829 in the amount of \$1,030.00 (\$700.00 for Issue Fee \$300.00 for Publication Fee and \$30.00 for advance order of ten (10) soft patent copies) along with the Issue Fee transmittal form PTOL-85. The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. 13-1940.

Respectfully submitted,

**TIMOTHY J. MARTIN, P.C.**



Timothy J. Martin, #28,640  
Michael R. Henson, #39,222  
Rebecca A. Gegick, #51,724  
9250 W. 5th Avenue, Suite 200  
Lakewood, Colorado 80226  
(303) 232-3388



### **CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8**

I hereby certify that the attached **TRANSMITTAL OF ISSUE AND PUBLICATION FEE (2 pages), FORM PTO-85 (1 page) and check no. 18829 in the amount of \$1,030.00** is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 11<sup>th</sup> day of May, 2005.

Marcie F. King  
Marcie F. King